

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
SESSIONS OF TEXAS, OR HIS
DESIGNEE, TO BE DEBATABLE FOR 10 MINUTES:

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**AMENDMENT TO THE RULES COMMITTEE PRINT
OF MARCH 22, 2006
OFFERED BY MR. SESSIONS OF TEXAS**

Page 206, after line 11, insert the following new section:

1 **SEC. 447. WORK ASSISTANCE FOR STUDENTS IN COM-**
2 **PREHENSIVE POSTSECONDARY PROGRAMS**
3 **FOR STUDENTS WITH MENTAL RETARDA-**
4 **TION.**

5 (a) **AMENDMENT.**—Part C of title IV (42 U.S.C.
6 2751 et seq.) is further amended by adding at the end
7 thereof the following new section:

8 **“SEC. 449. WORK ASSISTANCE FOR STUDENTS IN COM-**
9 **PREHENSIVE POSTSECONDARY PROGRAMS**
10 **FOR STUDENTS WITH MENTAL RETARDA-**
11 **TION.**

12 **“(a) PURPOSE.**—It is the purpose of this section to
13 enable an institution participating under this part that of-
14 fers a comprehensive postsecondary program for students
15 with mental retardation to provide work assistance to such
16 students enrolled in that program in order to assist these
17 students with the costs of postsecondary education and



1 improve their academic and personal skills, independence,
2 and employability.

3 “(b) PROGRAM AUTHORITY.—(1) An institution of
4 higher education participating under this part may, pursu-
5 ant to a plan developed in accordance with subsection (c)
6 and approved by the Secretary, transfer funds allocated
7 under section 442 for use under this section to award work
8 assistance to students with mental retardation who are en-
9 rolled and maintaining satisfactory progress in a com-
10 prehensive postsecondary program for students with men-
11 tal retardation at that institution.

12 “(2)(A) Notwithstanding any other provisions of this
13 Act, the following requirements do not apply to students
14 seeking work assistance under this section:

15 “(i) Student eligibility requirements relating to
16 enrollment in a program leading to a recognized
17 education credential under section 484(a)(1).

18 “(ii) Satisfactory progress requirements under
19 sections 484(a)(2) and (c).

20 “(iii) Student eligibility requirements relating to
21 the satisfaction of secondary education standards
22 under section 484(d).

23 “(iv) Determination of need in accordance with
24 part F.



1 “(v) The common financial reporting form de-
2 veloped and processed pursuant to section 483, and
3 any related aid processing, disbursement, and deliv-
4 ery requirements as the Secretary may specify.

5 “(vi) Any reporting requirements that the Sec-
6 retary may specify.

7 “(B) Notwithstanding any other provisions of this
8 Act, the requirement that a program lead to a degree or
9 certificate, or meet the requirements of section 481(b),
10 shall not apply to comprehensive postsecondary programs
11 for students with mental retardation at institutions of
12 higher education that are otherwise eligible to participate
13 under this part.

14 “(c) AGREEMENT WITH THE SECRETARY.—An insti-
15 tution of higher education that wishes to provide work as-
16 sistance under this section shall prepare, and submit to
17 the Secretary for approval, a plan describing how work
18 assistance will be awarded under this section to students
19 with mental retardation who are enrolled in a comprehen-
20 sive postsecondary program for students with mental re-
21 tardation at that institution. That plan shall include—

22 “(1) a description of how the institution will de-
23 termine which students in the program will receive
24 work assistance, including what criteria will be used



1 for determining the student's financial need for the
2 assistance in lieu of a determination under part F;

3 “(2) a description of the types of jobs in which
4 students in the program will be employed, at what
5 rates of compensation, and the number of hours that
6 a student may work;

7 “(3) the maximum dollar amount of assistance
8 that the institution may award to a student in the
9 program; and

10 “(4) a requirement that the Federal share of
11 the compensation of a student in the program shall
12 not exceed 75 percent.

13 “(d) DEFINITIONS.—For the purpose of this section:

14 “(1) COMPREHENSIVE POSTSECONDARY PRO-
15 GRAM FOR STUDENTS WITH MENTAL RETARDA-
16 TION.—The term ‘comprehensive postsecondary pro-
17 gram for students with mental retardation’ means a
18 degree, certificate, or nondegree program offered by
19 an institution of higher education that—

20 “(A) is designed for students with mental
21 retardation who seek to continue academic, vo-
22 cational, and independent living instruction at
23 the institution to prepare for gainful employ-
24 ment;



1 “(B) includes an advising and curriculum
2 structure; and

3 “(C) includes enrollment by the student
4 (through regular enrollment, auditing courses,
5 participation in internships, or enrollment in
6 noncredit, nondegree courses) in the equivalent
7 of not less than half-time enrollment, as defined
8 by the institution.

9 “(2) STUDENT WITH MENTAL RETARDATION.—

10 The term ‘student with mental retardation’ means a
11 student with significantly subaverage general intel-
12 lectual functioning, existing concurrently with defi-
13 cits in adaptive behavior and manifested during the
14 developmental period, that adversely affects a stu-
15 dent’s educational performance.

16 “(3) SATISFACTORY PROGRESS.—A student
17 with mental retardation enrolled in a comprehensive
18 postsecondary program for students with mental re-
19 tardation is maintaining satisfactory progress if—

20 “(A) the institution at which that student
21 is enrolled reviews the progress of the student
22 at the end of each academic year, or its equiva-
23 lent, as determined by the institution; and

24 “(B) the institution determines that the
25 student is meeting or exceeding the program re-



1 quirements and adequately progressing toward
2 program completion.”.

3 (b) EFFECTIVE DATE.—The amendments made by
4 subsection (a) shall be effective for academic year 2007–
5 2008 and succeeding academic years.

